

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

RAUL CLARK; BRUCE CLARK
AND IRAIDA CLARK,
Plaintiffs,

vs.

MICHAEL T. CONAHAN; MARK A.
CIAVARELLA; THE LUZERNE
COUNTY JUVENILE PROBATION
DEPARTMENT; SANDRA BRULO;
ROBERT J. POWELL; PA CHILD CARE,
LLC; ROBERT K. MERICLE; MERICLE
CONSTRUCTION, INC.; GREGORY
ZAPPALA; PINNACLE GROUP of JUPITER,
LLC; BARBARA CONAHAN; CINDY
CIAVARELLA; BEVERAGE MARKETING
OF PA, INC.; VISION HOLDINGS, LLC;
MID ATLANTIC YOUTH SERVICES
CORP.; POWELL LAW GROUP, P.C.; JOHN
DOE DEFENDANTS NOS. 1-10 AND JOHN
DOE ENTITIES NOS. 1 through 10,

Defendants.

CIVIL ACTION NO. 3:09-cv-02535

JURY TRIAL DEMANDED

**FILED
SCRANTON**

SEP 17 2010

PER 
DEPUTY CLERK

**DEFENDANT'S, MARK A. CIAVARELLA, JR., ANSWER AND AFFIRMATIVE
DEFENSES TO PLAINTIFFS' COMPLAINT**

The defendant, Mark A. Ciavarella, Jr., hereby makes Answers to Plaintiffs' Complaint and raises Affirmative Defenses thereto as follows:

1. – 269. The allegations contained in paragraphs one (1) through two hundred sixty-nine (269) of Plaintiffs' Complaint are hereby denied and strict proof thereof is demanded at the time of trial.

FIRST AFFIRMATIVE DEFENSE

Defendant is entitled to absolute judicial immunity on all claims raised by Plaintiffs.

SECOND AFFIRMATIVE DEFENSE

Plaintiffs' claims are barred as a result of Plaintiffs' contributory negligence.

THIRD AFFIRMATIVE DEFENSE

Plaintiffs' claims are barred as a result of Plaintiffs' assumption of the risk.

FOURTH AFFIRMATIVE DEFENSE

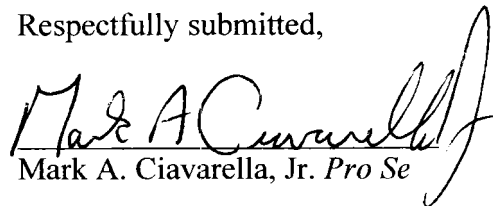
Plaintiffs' claims have not been timely filed and are barred pursuant to the appropriate statute of limitations.

FIFTH AFFIRMATIVE DEFENSE

This court lacks jurisdiction over the person and subject matter as alleged in plaintiffs' complaint.

WHEREFORE, Defendant hereby requests judgment be entered in his favor and against plaintiffs.

Respectfully submitted,


Mark A. Ciavarella, Jr. *Pro Se*

CERTIFICATE OF SERVICE

I, Mark A. Ciavarella, Jr., Pro Se, do hereby certify that a true and correct copy of the foregoing document was filed on the 17th day of Sept 2010 and is available for viewing and downloading from the ECF system.

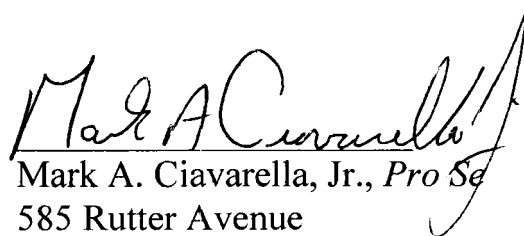
I further certify that the above document was also served by U.S. Mail, First Class, postage pre-paid upon following:

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